IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

WP(C).No. 6522 of 2005(B)

PETITIONER:

---

1. ROSY, DAUGHTER OF VARKEY,
   HOUSE NO.238/10, PEREPPAEAN HOUSE,
   MUDAKKUZHA PANCHAYATH, VENGOOR WEST VILLAGE,
   KUNNATHUNAD TALUK.

2. FRANCIS, S/O.VARGHESE, DOOR NO.135/10 C,
   PALLASSERY VILLAGE, MUDAKKUZHA PANCHAYATH,
   VENGOOR WEST VILLAGE,
   KUNNATHUNAD TALUK.

3. M.D.DEVSSY, S/O.ANTONY DEVASSY,
   DOOR NO.248 A/10 C,
   KOOVAPPADY PANCHAYATH,
   KOOVAPPADY VILLAGE,
   KUNNATHUNAD TALUK.

BY ADV. SRI.S.VIDYASAGAR

RESPONDENTS:

---

1. THE STATE OF KERALA,
   REP BY THE SECRETARY,
   LOCAL ADMINISTRATION DEPARTMENT,
   GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR,
   ERNAKULAM.

3. THE SENIOR ENVIRONMENTAL ENGINEER,
   KERALA STATE POLLUTION CONTROL BOARD,
   GANDHI NAGAR, KOCHI-20.

4. THE DISTRICT MEDICAL OFFICER,
   OFFICE OF THE DISTRICT MEDICAL OFFICER,
   ERNAKULAM.

5. MUDAKKUZHA GRAMA PUNCHAYATH,
REP.BY ITS SECRETARY,
MUDAKKUZHA,
PERUMBAVOOR.

6. KOOVAPPADY GRAMA PANCHAYATH,
REP.BY ITS SECRETARY, KOOVAPPADY.

7. THE ASSISTANT EXECUTIVE ENGINEER,
PERIYAR VALLEY IRRIGATION PROJECT,
SUB DIVISION NO.I,
BOOTHATHANKETTU.

8. THE CIRCLE INSPECTOR OF POLICE,
PERUMBAVOOR.

9. THE GEOLOGIST,
DISTRICT OFFICE OF THE MINING AND GEOLOGY DEPT,
CIVIL STTION,
KAKKANAD.

10. THE SUB INSPECTOR OF POLICE, KODANAD.

11. LAJI JOSEPH, S/O.JOSEPH,
PUTHUPPARA HOUSE,
KIDANGOOR KARA,
THURAVOOR VILLAGE, ALUVA TALUK.

12. N.SUSEELAN, S/O.NEDUVELIKUDY NARAYANAN,
NEDUVELIKUDY HOUSE,
AKANAD KARA,
VENGOOR WEST VILLAGE,
MUDAKKUZHA PANCHAYATH.

13. SHAJI, S/O.NEDUVELIKUDY NARAYANAN,
NEDUVELIKUDY HOUSE,
AKANAD KARA, VENGOOR WEST VILLAGE,
MUDAKKUZHA PANCHAYATH.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA,SC,POLU.C.
SRI.K.A.SHAMSUDEEN
SRI.KOSHY GEORGE
SRI.RAJESH VIJAYAN
SRI.K.N.ANIL KUMAR
SRI.M.K.CHANDRA MOHANDAS,SC,POLL.C.BOAR
GOVT.PLEADER SRI.K.V.MANOJKUMAR.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF JUDGMENT DT. 9.11.2004 IN W.P.C.NO.27219/2004.

EXT.P2 : TRUE COPY OF REPRESENTATION SUBMITTED BY THE PETITIONERS BEFORE THE 2ND RESPONDENT.

EXT.P3 : TRUE COPY OF THE ROUGH SKETCH SHOWING THE LIE AND NATURE OF THE ILLEGAL QUARRY AND CANAL BUND ROAD.

TGS

KURIAN JOSEPH, J.

W.P.(C) No.6522 of 2005

Dated 2nd April, 2007.

J U D G M E N T

Petitioners approached this Court aggrieved by the alleged unauthorised and illegal quarrying conducted by respondents 11 to 13. In view of the intervening developments, in case the petitioners have still any grievance left, they may approach the respondents 3, 5 and 6, in which case, appropriate action in accordance with law with notice to the affected parties also will be taken expeditiously.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

tgs

KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 2nd April, 2007.